



ATTENTION

Probate cases on this calendar are currently under review by the probate examiners. Review of some probate cases may not be completed and therefore have not been posted.

If your probate case has not been posted please check back again later.

Thank you for your patience.

Probate Status Hearing Re Filing of the First Account or Petition for Final Distribution

| | | |
|----------------------|--|---|
| DOD: 7/2/02 | ELGERON GRAVES , Son, was appointed Administrator with Limited IAEA without bond and Letters issued on 4/15/15. | NEEDS/PROBLEMS/COMMENTS: 1. Need First Account or Petition for Final Distribution or written status report pursuant to Local Rule 7.5. 2. Notice of Proposed Action filed 5/30/14 states the Administrator “requests permission” to secure a loan by encumbrance on the estate real property not to exceed \$60,000.00 and will be used to pay delinquent property taxes, home repairs, and repayment of loan payments that will be needed until finalization of probate (12 months of loan payments plus the cost of the loan). The form Notice of Proposed Action, although served on the other heirs, is not the correct procedure to request permission of the court for a transaction, as it does not generate a hearing date. As such, its filing does not constitute a petition for authorization to borrow on behalf of the estate as required by Probate Code §9800. Further, Administrator was granted only limited authority under the IAEA. If this action was taken, need authority and status of the transaction and property. |
| | At the hearing on 4/15/15, the Court set this status hearing for the filing of the first account or petition for final distribution. | |
| | Inventory and Appraisal filed 8/22/14 indicates real property located at 6 E. Eden Avenue in Fresno valued at \$135,000.00. | |
| Aff.Sub.Wit. | | |
| Verified | | |
| Inventory | | |
| PTC | | |
| Not.Cred. | | |
| Notice of Hrg | | |
| Aff.Mail | | |
| Aff.Pub. | | |
| Sp.Ntc. | | |
| Pers.Serv. | | |
| Conf. Screen | | |
| Letters | | |
| Duties/Supp | | |
| Objections | | |
| Video Receipt | | |
| CI Report | | |
| 9202 | | |
| Order | | |
| Aff. Posting | | |
| Status Rpt | | |
| UCCJEA | | |
| Citation | | |
| FTB Notice | | |
| | | Reviewed by: skc |
| | | Reviewed on: 6/15/15 |
| | | Updates: |
| | | Recommendation: |
| | | File 2 - Graves |

Status Hearing Re Filing of the First Account or Petition for Final Distribution.

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|---------------------|----------------------|---|--|
| DOD: 1/14/14 | | KIRSTEN AMY ELVES , Daughter, was appointed Executor with Full IAEA without bond and Letters issued on 4/14/14. | NEEDS/PROBLEMS/COMMENTS: |
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| | | At the hearing on 4/14/14, the Court set this status hearing for the filing of the first account or petition for final distribution. | 1. Need first account or petition for final distribution pursuant to Probate Code §12200. |
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| | Aff.Sub.Wit. | Inventory and Appraisal was filed 9/23/14. | |
| ✓ | Verified | | |
| | Inventory | | |
| | PTC | | |
| | Not.Cred. | | |
| | Notice of Hrg | | |
| | Aff.Mail | | |
| | Aff.Pub. | | |
| | Sp.Ntc. | | |
| | Pers.Serv. | | |
| | Conf. Screen | | |
| | Letters | | |
| | Duties/Supp | | |
| | Objections | Status Report filed 6/9/15 states beginning in April 2015, Executor began receiving offers of interest to purchase the 1960s Porsche identified in the I&A, and the real property located on Fourth Street in Clovis. The Porsche has been sold at a \$10,000 gain from the I&A value, but the Executor has yet to obtain a favorable sale of the real property. These negotiations and efforts to obtain favorable sales of the Porsche and Fourth Street Property have delayed the executors ability to marshal all of the remaining documentation to finalize an account or petition for final distribution. She is currently in the process of obtaining this information and expects to file the petition within 30 days. Accordingly, a 30-day continuance is respectfully requested. | |
| | Video Receipt | | |
| | CI Report | | |
| | 9202 | | |
| | Order | | |
| | Aff. Posting | | |
| ✓ | Status Rpt | | |
| | UCCJEA | | |
| | Citation | | |
| | FTB Notice | | |
| | | | Reviewed by: skc |
| | | | Reviewed on: 6/15/15 |
| | | | Updates: |
| | | | Recommendation: |
| | | | File 3 - Anderson |

Attorney
Attorney

Helon, Marvin T. (for Co-Administrator Lorene E. Moore)

Aldridge, Melanie J. (for Co-Administrator Charlton W. Moore)

Status Hearing Re: Filing of the First Account and/or Petition for Final Distribution.

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| DOD: 1/12/14 | | CHARLTON W. MOORE and LORENE E. MOORE , Son and Daughter, were appointed Co-Administrators with Full IAEA without bond and Letters issued on 4/10/14. | NEEDS/PROBLEMS/COMMENTS: |
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| | | At the hearing on 4/10/14, the Court set this status hearing for the filing of the first account or petition for final distribution. | Note: Co-Administrator Lorene Moore resides in Austin, TX. Co-Administrator Charlton Moore resides in Mill Valley, CA. They are the sole heirs of the estate. |
| | | | |
| <input type="checkbox"/> | Aff.Sub.Wit. | Inventory and Appraisal was filed 10/17/14. | 1. Need first account or petition for final distribution pursuant to Probate Code §12200. |
| <input checked="" type="checkbox"/> | Verified | | |
| <input checked="" type="checkbox"/> | Inventory | | |
| <input checked="" type="checkbox"/> | PTC | | |
| <input checked="" type="checkbox"/> | Not.Cred. | | |
| | Notice of Hrg | | |
| | Aff.Mail | | |
| | Aff.Pub. | | |
| | Sp.Ntc. | | |
| | Pers.Serv. | | |
| | Conf. Screen | Status Report filed 6/10/15 by Co-Administrator Lorene Moore states the estate is not in a condition to be closed as Administrators still need to conclude the final removal of personal property and cleanup of the decedent's residence and sell the decedent's residence. A realtor has been retained to market the property. Co-Administrator Lorene Moore does not have the resources to travel to Fresno from her home in Austin, TX, to remove personal items that she is to receive, and Co-Administrator Charlton Moore has not agreed to allow the estate to pay her travel expenses. It is believed that it would be in the best interest of the estate to conclude a sale prior to making final distribution. An additional 180 days is therefore requested. If the Court determines not to allow the Co-Administrators to continue administration, then the Public Administrator or some other independent person should be appointed as neither Co-Administrator is comfortable with and does not approve of the other handling administrative matters alone. | |
| <input checked="" type="checkbox"/> | Letters | | |
| | Duties/Supp | | |
| | Objections | | |
| | Video Receipt | | |
| | CI Report | | |
| <input checked="" type="checkbox"/> | 9202 | | |
| | Order | | |
| | Aff. Posting | | |
| <input checked="" type="checkbox"/> | Status Rpt | | |
| | UCCJEA | Status Report filed 6/15/15 by Co-Administrator Charlton Moore states a realtor has been retained to market the property, but cannot move forward until the house is in a condition to show and a listing price established. On Co-Administrator Lorene Moore's last visit to Fresno, she failed to remove the last remaining personal items although she rented a U-Haul and moved other items out of the house. Through counsel, Co-Administrator Charlton Moore agreed to advance her airfare to return again to Fresno so long as the advance is charged against her share of the estate. He is also willing to hire a third party to remove the balance and place it in storage in her name. However, Co-Administrator Charlton Moore requests that the status hearing be continued for no more than 60 days to determine whether the personal property has been removed from the estate. At that point, Mr. Moore will evaluate requesting that the Court determine whether it is in the best interest of the estate to appoint the Public Administrator or other independent person. | |
| | Citation | | |
| <input checked="" type="checkbox"/> | FTB Notice | | |

Reviewed by: skc
Reviewed on: 6/15/15
Updates:
Recommendation:
File 4 - Moore